

THE HONORABLE KYMBERLY K. EVANSON

UNITED STATES DISTRICT COURT
FOR THE WESTERN DISTRICT OF WASHINGTON
AT SEATTLE

TEXAS INSURANCE COMPANY,

Plaintiff,

v.

ARES INSURANCE MANAGERS, LLC,

Defendant.

v.

TALISMAN SPECIALTY UNDERWRITERS,

Intervenor Defendant.

Case No. 2:23-cv-01473

**STIPULATED MOTION TO EXTEND
CASE DEADLINES AND ORDER**

1 Plaintiff Texas Insurance Company (“Plaintiff” or “TIC”), Defendant Ares Insurance
 2 Managers, LLC (“Defendant” or “Ares”), and Talisman Specialty Underwriters (“Intervenor
 3 Defendant” or “Talisman”) (collectively the “Parties”), acting by and through their undersigned
 4 counsel, hereby respectfully request the Court enter an order extending the case deadlines put forth
 5 in the Order on Stipulated Motion to Extend Case Deadlines (Dkt. 55) by 90 days. In support, the
 6 Parties stipulate and agree as follows:

7 1. This action commenced on September 20, 2023. Dkt. 1. Related cases have been
 8 filed in the Eastern District of Louisiana. *See Texas Insurance Company v. Talisman Specialty*
 9 *Underwriters, Inc. et al.*, No. 2:23-cv-3412 (E.D. La.); *Talisman Specialty Underwriters, Inc v.*
 10 *North American Casualty Co. et al.*, No. 2:24-cv-00893 (E.D. La.) (collectively, “Related
 11 Matters”).

12 2. The Court stayed these proceedings on November 28, 2023 pending resolution of a
 13 preliminary injunction motion in one of the Related Matters. Dkt. 44. The stay was lifted on May
 14 7, 2024. Dkt. 49.

15 3. The Parties exchanged initial disclosures on June 11, 2024.

16 4. On June 18, 2024, the Court entered its Order Setting Bench Trial Date and Related
 17 Dates. Dkt. 53 (the “Order”).

18 5. On July 8, 2024, TIC served requests for production on Ares and Talisman, to
 19 which Ares and Talisman responded.

20 6. On September 18, 2024, the parties in the Related Matters, including TIC and
 21 Talisman, engaged in mediation and continue to engage in good faith negotiations about a possible
 22 global resolution of all claims in the Related Matters and the above-captioned matter.

23 7. The Court granted the Parties’ Stipulated Motion to Extend Case Deadlines on
 24 October 10, 2024. Dkt. 55. Subsequently, though global resolution efforts remain ongoing, TIC
 25 noticed depositions under Federal Rule of Civil Procedure 30(b)(6) to both Ares and Talisman on
 26

November 15, 2024. Due to various conflicts, Ares and Talisman's corporate representatives will not be available until January of 2025, after the Parties' expert disclosure deadline.

8. Accordingly, the Parties request that the Court extend all deadlines in the Order by 90 days to allow the Parties to complete depositions with sufficient time for any experts to review and incorporate deposition testimony, and to allow parties in the Related Matters, including TIC and Talisman, sufficient time to engage in negotiations and work toward a global resolution of all claims. Subject to the Court's approval, the Parties propose the following case schedule be entered:

| Event | Current Date | Proposed Date |
|---|--------------|---------------|
| Disclosure of expert testimony under FRCP 26(a)(2) due | 1/6/2025 | 4/7/2025 |
| All motions related to discovery must be filed by | 2/5/2025 | 5/6/2025 |
| Discovery must be completed by | 3/5/2025 | 6/3/2025 |
| All dispositive motions and motions challenging expert witness testimony must be filed by this date (<i>see</i> LCR 7(d)). Such motions must be noted for consideration no later than 28 days after this date (<i>see</i> LCR 7(d)) | 4/7/2025 | 7/7/2025 |
| Settlement conference, if mediation has been requested by the parties per LCR 39.1, held no later than | 6/4/2025 | 9/2/2025 |
| All motions in limine must be filed by | 7/1/2025 | 9/29/2025 |
| Agreed LCR 16.1 Pretrial Order due, including exhibit list with completed authenticity, admissibility, and objections fields | 7/14/2025 | 10/14/2025 |
| Trial briefs, preliminary proposed findings of fact and conclusions of law, and deposition designations due | 7/21/2025 | 10/20/2025 |
| Pretrial conference | TBD | TBD |
| Bench Trial (5 days) | 8/4/2025 | 11/3/2025 |

Respectfully submitted this 11th day of December, 2024.

DLA PIPER LLP (US)

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*Attorneys for Ares Insurance Managers, LLC
and Intervenor Defendant Talisman Specialty
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ORDER

IT IS SO ORDERED.

Dated this 16th day of December, 2024.



Kyemberly K. Evanson
United States District Judge